

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiffs Environment Texas Citizen Lobby, Inc. and Sierra Club and Defendants Shell Oil Company, Deer Park Refining Limited Partnership, Shell Chemical Limited Partnership, and Shell Deer Park Refining Company (“Defendants”) hereby stipulate to the dismissal without prejudice of all claims against Defendant Shell Deer Park Refining Company in this action.

This stipulation is premised on Defendants' representation that Shell Deer Park Refining Company is neither an owner nor an operator of the Shell Deer Park refinery or chemical plant.

Respectfully submitted,

ENVIRONMENT TEXAS CITIZEN
LOBBY, INC., and SIERRA CLUB

DATED: April 23, 2008

/s/ Philip H. Hilder

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DATED: April 23, 2008

SHELL OIL COMPANY, DEER PARK
REFINING LIMITED PARTNERSHIP,
SHELL CHEMICAL LP, and SHELL
DEER PARK REFINING COMPANY

/s/ George O. Wilkinson
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